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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8 ALLSTATE INSURANCE COMPANY, No. C-10-0077 EMC
9 Plaintiff,
10 v. **ORDER TO SHOW**
11 RICHARD BARNETT, *et al.*,
12 Defendants.

ORDER TO SHOW CAUSE

15 Previously, the Court denied a request by Mr. Barnett’s counsel to participate in the final
16 pretrial conference by telephone. *See* Docket No. 149 (order). Counsel subsequently moved for
17 reconsideration, which the Court denied based on the complexity of the pretrial issues and Mr.
18 Barnett’s late-filed motion to continue the trial. *See* Docket No. 152 (order). Counsel for Mr.
19 Barnett then filed a motion to continue the pretrial conference which was, in essence, yet another
20 motion for reconsideration, which the Court denied for the same reasons. *See* Docket No. 155
21 (order). Thus, prior to the final pretrial conference, the Court made clear to counsel for Mr. Barnett
22 that a personal appearance was required for that conference and not simply a telephonic appearance.

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1 On November 8, 2011, the final pretrial conference was held, and counsel for Mr. Barnett
2 failed to make an appearance in person, as required by the Court's three orders above. Accordingly,
3 the Court hereby issues this order to show cause. More specifically, counsel for Mr. Barnett is
4 ordered to show cause why *he* (not Mr. Barnett) should not be held in criminal contempt for failure
5 to comply with the Court's orders. A response to this order to show cause must be filed by
6 November 23, 2011.

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8 IT IS SO ORDERED.

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10 Dated: November 9, 2011


11 EDWARD M. CHEN
12 United States District Judge